

UNOFFICIAL VERSION

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THURSDAY, MARCH 14, 2019

SEVENTEENTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 8:30 a.m., and was called to order by Mr. Speaker McNally.

PRAYER

The proceedings were opened with prayer by Dr. Travis Fleming of First Baptist Church in Gallatin, Tennessee, a guest of Senator Haile.

PLEDGE OF ALLEGIANCE

Senator Haile led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Haile led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 31

Senators present were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--31.

COMMUNICATION

March 14, 2019

The Honorable Randy McNally
Lt. Governor, State of Tennessee
700 Cordell Hull Building
425 5th Avenue North
Nashville, TN 37243

Dear Lt. Governor McNally:

Please excuse my absence from the Senate Floor Session on Thursday, March 14, 2019, due to the fact that I contracted the flu. I respectfully request that this letter serve as proper notice of my absence.

Sincerely,

/s/ Jeff Yarbrow
State Senator

APPROVED: Lieutenant Governor
Randy McNally

STANDING COMMITTEE REPORTS

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 29, 598 and 633 with amendment.

WATSON, Chairperson
March 12, 2019

The Speaker announced that he had referred Senate Bills Nos. 29, 598 and 633 with amendment to the Committee on Calendar.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 238, 407, 408, 531, 557, 624 with amendment, 642 with amendment, 984 with amendment, 1122 and 1481; and Senate Joint Resolution No. 113; also, recommend that Senate Bill No. 1346 with amendment be referred to Committee on Finance, Ways and Means.

DICKERSON, Chairperson
March 12, 2019

The Speaker announced that he had referred Senate Bills Nos. 238, 407, 408, 531, 557, 624 with amendment, 642 with amendment, 984 with amendment, 1122 and 1481; and Senate Joint Resolution No. 113 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 1346 with amendment to the Committee on Finance, Ways and Means.

COMMERCE AND LABOR

MR. SPEAKER: Your Committee on Commerce and Labor begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 232, 312, 470, 1013 with amendment and 1176 with amendment; also, recommend that Senate Bills Nos. 1349 with amendment and 1361 with amendment be referred to Committee on Finance, Ways and Means.

BAILEY, Chairperson
March 12, 2019

The Speaker announced that he had referred Senate Bills Nos. 232, 312, 470, 1013 with amendment and 1176 with amendment to the Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 1349 with amendment and 1361 with amendment to the Committee on Finance, Ways and Means.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 199, 222 with amendment, 264 with

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amendment, 481 with amendment, 827, 1057, 1097, 1166 with amendments, 1189, 1401 with amendment and 1404 with amendment; Senate Joint Resolution No. 159; and House Joint Resolution No. 63; also, recommend that Senate Joint Resolutions Nos. 97 and 154 with amendment be referred to Committee on State and Local Government; and Senate Bill No. 1039 with amendment be referred to Committee on Finance, Ways and Means.

BELL, Chairperson
March 12, 2019

The Speaker announced that he had referred Senate Bills Nos. 199, 222 with amendment, 264 with amendment, 481 with amendment, 827, 1057, 1097, 1166 with amendments, 1189, 1401 with amendment and 1404 with amendment; Senate Joint Resolution No. 159; and House Joint Resolution No. 63 to the Committee on Calendar.

The Speaker announced that he had referred Senate Joint Resolutions Nos. 97 and 154 with amendment to the Committee on State and Local Government.

The Speaker announced that he had referred Senate Bill No. 1039 with amendment to the Committee on Finance, Ways and Means.

GOVERNMENT OPERATIONS

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 122, 123, 143 and 144; also, recommend that Senate Bill No. 28 with amendment be referred to Committee on Health and Welfare.

ROBERTS, Chairperson
March 13, 2019

The Speaker announced that he had referred Senate Bills Nos. 122, 123, 143 and 144 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 28 with amendment to the Committee on Health and Welfare.

ENERGY, AGRICULTURE AND NATURAL RESOURCES

MR. SPEAKER: Your Committee on Energy, Agriculture and Natural Resources begs leave to report that we have carefully considered and recommend for passage: Senate Bill No. 916 with amendment; and Senate Joint Resolutions Nos. 199, 200, 201, 269 and 271; also, recommend that Senate Bill No. 424 be referred to Committee on Finance, Ways and Means.

SOUTHERLAND, Chairperson
March 13, 2019

The Speaker announced that he had referred Senate Bill No. 916 with amendment; and Senate Joint Resolutions Nos. 199, 200, 201, 269 and 271 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 424 to the Committee on Finance, Ways and Means.

HEALTH AND WELFARE

MR. SPEAKER: Your Committee on Health and Welfare begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 204, 810 with amendment, 1214 and 1389 with amendments; and House Joint Resolution No. 227; also, recommend that Senate Bill No. 250 with amendment be referred to Committee on Finance, Ways and Means.

CROWE, Chairperson
March 13, 2019

The Speaker announced that he had referred Senate Bills Nos. 204, 810 with amendment, 1214 and 1389 with amendments; and House Joint Resolution No. 227 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 250 with amendment to the Committee on Finance, Ways and Means.

EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 62, 375 with amendment, 516 with amendment, 802, 809 with amendment, 1135 and 1197; and Senate Joint Resolution No. 205; also, recommend that Senate Bill No. 205 with amendment be referred to Committee on Finance, Ways and Means.

GRESHAM, Chairperson
March 13, 2019

The Speaker announced that he had referred Senate Bills Nos. 62, 375 with amendment, 516 with amendment, 802, 809 with amendment, 1135 and 1197; and Senate Joint Resolution No. 205 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 205 with amendment to the Committee on Finance, Ways and Means.

**REPORT OF THE SECRETARY OF STATE
ELECTION RESULTS FOR SENATE SEAT 32**

The report was received and filed with the Clerk.

OATH OF OFFICE OF SENATOR-ELECT

The following Senator-elect, found to be duly elected and qualified, stood and was administered the oath prescribed by the Constitution of the State of Tennessee and Tennessee Code Annotated, Section 3-1-105 by Mr. Speaker McNally.

Thirty-Second Senatorial District -- Paul Rose, representing Tipton and part of Shelby County.

PRESENTATION

Senator Roberts introduced members of the Willis Clan who played for the Senate.

PRESENTATION

Senators Roberts and Rose introduced Miss Tennessee America 2019, Christine Williamson to the Senate.

MOTION

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 1516 through 1521** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILLS

The Speaker announced the following bills were filed for introduction and passed first consideration:

Senate Bill No. 1516 by Senator Johnson.

Public Funds and Financing - As introduced, makes statutory revisions necessary for implementation of the annual appropriations act. - Amends TCA Title 4; Title 5; Title 6; Title 8; Title 9; Title 10; Title 11; Title 12; Title 13; Title 16; Title 17; Title 18; Title 29; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 41; Title 43; Title 45; Title 47; Title 48; Title 49; Title 50; Title 53; Title 54; Title 55; Title 56; Title 57; Title 58; Title 59; Title 60; Title 62; Title 63; Title 64; Title 65; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 71.

Senate Bill No. 1517 by Senator Johnson.

Bond Issues -- As introduced, authorizes the state to issue and sell bonds of up to \$124 million.

Senate Bill No. 1518 by Senator Johnson.

Appropriations -- As introduced, makes appropriations for the fiscal years beginning July 1, 2018, and July 1, 2019.

Senate Bill No. 1519 by Senator Pody.

Lebanon -- Subject to local approval, increases from 2 percent to 5 percent the privilege tax that may be levied on the occupancy by a transient of a hotel in Lebanon, subject to a two-thirds vote of the Lebanon city council approving the increase. Amends Chapter 208 of the Private Acts of 1980.

Senate Bill No. 1520 by Senator Bell.

Athens -- Subject to local approval, changes the maximum amount of expenditures to the state-adopted maximum that the city, board of education, and public work or improvement may spend on a purchase unless bids are requested through advertisement; reduces the term length from two years to one year for the chairperson, vice-chairperson, secretary, and treasurer of the board of education. Amends Chapter 455 of the Private Acts of 1953; as amended.

Senate Bill No. 1521 by Senator Jackson.

Ripley -- Subject to local approval, moves date of election for mayor and aldermen of the City of Ripley from April to the first Thursday in August at the regular general election; makes various other changes to the charter for the City of Ripley. Amends Chapter 128 of the Private Acts of 2006.

MOTION

Senator Johnson moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bill No. 1515** be passed on second consideration and be referred to the appropriate committee or held on the Clerk's desk, which motion prevailed.

SENATE BILL ON SECOND CONSIDERATION

The Speaker announced the following bill passed second consideration and was referred to the appropriate committee or held on the Clerk's desk:

Senate Bill No. 1515 Local bill -- held on desk.

MOTION

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 300 through 322**; and **Senate Resolutions Nos. 20 and 21** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 300 by Senator Massey.
Memorials, Death -- Frank John Peroulas.

Senate Joint Resolution No. 301 by Senator Roberts.
Memorials, Academic Achievement -- Jacob Mark Smith, Valedictorian, Waverly Central High School.

Senate Joint Resolution No. 302 by Senator Roberts.
Memorials, Academic Achievement -- Elizabeth Marie Allison, Valedictorian, Waverly Central High School.

Senate Joint Resolution No. 303 by Senator Roberts.
Memorials, Academic Achievement -- Parker Nolan Collier, Valedictorian, Waverly Central High School.

Senate Joint Resolution No. 304 by Senator Roberts.
Memorials, Academic Achievement -- Eilish Bennett, Valedictorian, Hickman County High School.

Senate Joint Resolution No. 305 by Senator Roberts.
Memorials, Academic Achievement -- Joshua Fitts, Salutatorian, Hickman County High School.

Senate Joint Resolution No. 306 by Senator Roberts.
Memorials, Academic Achievement -- Alex Michaela Edwards, Valedictorian, Creek Wood High School.

Senate Joint Resolution No. 307 by Senator Roberts.
Memorials, Academic Achievement -- Dawson Chance Christy, Salutatorian, Creek Wood High School.

Senate Joint Resolution No. 308 by Senator Roberts.
Memorials, Academic Achievement -- Evelyn Renea Aune, Valedictorian, McEwen High School.

Senate Joint Resolution No. 309 by Senator Roberts.
Memorials, Academic Achievement -- Lezlee Sue Hudson, Valedictorian, McEwen High School.

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Senate Joint Resolution No. 310 by Senator Roberts.

Memorials, Academic Achievement -- Alesia Me-Liana Meade, Valedictorian, McEwen High School.

Senate Joint Resolution No. 311 by Senator Roberts.

Memorials, Academic Achievement -- Allison Louise Whitehead, Valedictorian, Dickson County High School.

Senate Joint Resolution No. 312 by Senator Roberts.

Memorials, Academic Achievement -- Mattie Grace Holley, Salutatorian, Dickson County High School.

Senate Joint Resolution No. 313 by Senator Roberts.

Memorials, Academic Achievement -- Alexis Larkins, Valedictorian, East Hickman High School.

Senate Joint Resolution No. 314 by Senator Roberts.

Memorials, Academic Achievement -- Catherine Gunther, Salutatorian, East Hickman High School.

Senate Joint Resolution No. 315 by Senator Roberts.

Memorials, Sports -- Cheatham County Central High School Girls' Basketball Team, TSSAA Division I Class AA State Champions.

Senate Joint Resolution No. 316 by Senator Briggs.

Memorials, Recognition -- Gage Kirby.

Senate Joint Resolution No. 317 by Senator Swann.

Memorials, Personal Achievement -- Bryan Daniels, Community Leadership Award.

Senate Joint Resolution No. 318 by Senator Swann.

Memorials, Personal Achievement -- Emily Morgan, Youth Leadership Award.

Senate Joint Resolution No. 319 by Senator Stevens.

Memorials, Sports -- Gibson County High School girls' basketball team, TSSAA Class A State Champions.

Senate Joint Resolution No. 320 by Senator Stevens.

Memorials, Sports -- McKenzie High School girls' basketball team.

Senate Joint Resolution No. 321 by Senator Stevens.

Memorials, Sports -- Greenfield High School girls' basketball team.

Senate Joint Resolution No. 322 by Senator Stevens.

Memorials, Sports -- Westview High School girls' basketball team.

Senate Resolution No. 20 by Senator Massey.

Memorials, Recognition -- The Carpetbag Theatre, Inc.

Senate Resolution No. 21 by Senator McNally.

Memorials, Recognition -- Inskip Baptist Church, 100th Anniversary.

MOTION

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 277 through 298** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

Senate Joint Resolution No. 277 -- Memorials, Recognition -- Andy Marshall, recipient of the Ed Moody Award of Excellence.

The Speaker announced that he had referred Senate Joint Resolution No. 277 to the Committee on Calendar.

Senate Joint Resolution No. 278 -- Memorials, Death -- Wheeler "Jay" Nidiffer.

The Speaker announced that he had referred Senate Joint Resolution No. 278 to the Committee on Calendar.

Senate Joint Resolution No. 279 -- Memorials, Academic Achievement -- Deep Patel, Valedictorian, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 279 to the Committee on Calendar.

Senate Joint Resolution No. 280 -- Memorials, Academic Achievement -- Keili Tucker, Salutatorian, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 280 to the Committee on Calendar.

Senate Joint Resolution No. 281 -- Memorials, Academic Achievement -- Dhruva Patel, Top Ten, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 281 to the Committee on Calendar.

Senate Joint Resolution No. 282 -- Memorials, Academic Achievement -- Tiffany Alexander, Top Ten, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 282 to the Committee on Calendar.

Senate Joint Resolution No. 283 -- Memorials, Academic Achievement -- Layla Haynor, Top Ten, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 283 to the Committee on Calendar.

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Senate Joint Resolution No. 284 -- Memorials, Academic Achievement -- Sabastian Stetten, Top Ten, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 284 to the Committee on Calendar.

Senate Joint Resolution No. 285 -- Memorials, Academic Achievement -- Macy Hall, Top Ten, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 285 to the Committee on Calendar.

Senate Joint Resolution No. 286 -- Memorials, Academic Achievement -- Daniel Trammell, Top Ten, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 286 to the Committee on Calendar.

Senate Joint Resolution No. 287 -- Memorials, Academic Achievement -- Erin Wheatley, Top Ten, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 287 to the Committee on Calendar.

Senate Joint Resolution No. 288 -- Memorials, Academic Achievement -- Sydney Walker, Top Ten, Spring Hill High School.

The Speaker announced that he had referred Senate Joint Resolution No. 288 to the Committee on Calendar.

Senate Joint Resolution No. 289 -- Memorials, Academic Achievement -- Kierra Thompson, Valedictorian, Hampshire Unit School.

The Speaker announced that he had referred Senate Joint Resolution No. 289 to the Committee on Calendar.

Senate Joint Resolution No. 290 -- Memorials, Academic Achievement -- Coble Brooks, Salutatorian, Hampshire Unit School.

The Speaker announced that he had referred Senate Joint Resolution No. 290 to the Committee on Calendar.

Senate Joint Resolution No. 291 -- Memorials, Academic Achievement -- Starr Runions, Top Ten Senior, Hampshire Unit School.

The Speaker announced that he had referred Senate Joint Resolution No. 291 to the Committee on Calendar.

Senate Joint Resolution No. 292 -- Memorials, Academic Achievement -- Drew Grimmitt, Top Ten Senior, Hampshire Unit School.

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The Speaker announced that he had referred Senate Joint Resolution No. 292 to the Committee on Calendar.

Senate Joint Resolution No. 293 -- Memorials, Academic Achievement -- Kelsi Pruitt, Top Ten Senior, Hampshire Unit School.

The Speaker announced that he had referred Senate Joint Resolution No. 293 to the Committee on Calendar.

Senate Joint Resolution No. 294 -- Memorials, Academic Achievement -- Alex Wyatt, Top Ten Senior, Hampshire Unit School.

The Speaker announced that he had referred Senate Joint Resolution No. 294 to the Committee on Calendar.

Senate Joint Resolution No. 295 -- Memorials, Academic Achievement -- Abigail Golden, Top Ten Senior, Hampshire Unit School.

The Speaker announced that he had referred Senate Joint Resolution No. 295 to the Committee on Calendar.

Senate Joint Resolution No. 296 -- Memorials, Academic Achievement -- Madison Campbell, Top Ten Senior, Hampshire Unit School.

The Speaker announced that he had referred Senate Joint Resolution No. 296 to the Committee on Calendar.

Senate Joint Resolution No. 297 -- Memorials, Academic Achievement -- Lester Chapman, Top Ten Senior, Hampshire Unit School.

The Speaker announced that he had referred Senate Joint Resolution No. 297 to the Committee on Calendar.

Senate Joint Resolution No. 298 -- Memorials, Academic Achievement -- Cooper Bell, Top Ten Senior, Hampshire Unit School.

The Speaker announced that he had referred Senate Joint Resolution No. 298 to the Committee on Calendar.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 243 -- Memorials, Sports -- Smyrna High School, TSSAA State Bowling Champions.

Senate Joint Resolution No. 244 -- Memorials, Sports -- Stewarts Creek High School Junior Varsity Cheerleaders, National Champions.

Senate Joint Resolution No. 245 -- Memorials, Sports -- Blackman High School Cheerleaders, National Champions.

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Senate Joint Resolution No. 246 -- Memorials, Recognition -- 10th Annual Whip Crackin' Rodeo.

Senate Joint Resolution No. 247 -- Memorials, Death -- Gwin King.

Senate Joint Resolution No. 248 -- Memorials, Sports -- Trent Knight, Greeneville High School, State Wrestling Champion.

Senate Joint Resolution No. 249 -- Memorials, Recognition -- Fort Sanders Regional Medical Center, 100th Anniversary.

Senate Joint Resolution No. 251 -- Memorials, Retirement -- Battalion Chief Randy Breeding, Morristown Fire Department.

Senate Joint Resolution No. 252 -- Memorials, Retirement -- Battalion Chief Jim Stewart, Morristown Fire Department.

Senate Joint Resolution No. 253 -- Memorials, Academic Achievement -- McKenzie Patrice Ward, Salutatorian, Northeast High School.

Senate Joint Resolution No. 254 -- Memorials, Academic Achievement -- Marissa Richelle Lott, Valedictorian, Northeast High School.

Senate Joint Resolution No. 255 -- Memorials, Academic Achievement -- Kichul Kang, Valedictorian, Rossview High School.

Senate Joint Resolution No. 256 -- Memorials, Academic Achievement -- Adeline Elizabeth Carter, Salutatorian, Rossview High School.

Senate Joint Resolution No. 257 -- Memorials, Academic Achievement -- Ana Marie Cannon, Salutatorian, West Creek High School.

Senate Joint Resolution No. 258 -- Memorials, Academic Achievement -- Danya Nael Rabahat, Valedictorian, West Creek High School.

Senate Joint Resolution No. 259 -- Memorials, Academic Achievement -- Madeline Grace Skau, Valedictorian, Northwest High School.

Senate Joint Resolution No. 260 -- Memorials, Academic Achievement -- Kallista Lynn Tasker, Salutatorian, Northwest High School.

Senate Joint Resolution No. 261 -- Memorials, Academic Achievement -- Miller Hadley, Salutatorian, Clarksville High School.

Senate Joint Resolution No. 262 -- Memorials, Academic Achievement -- Allison Crawford, Valedictorian, Clarksville High School.

Senate Joint Resolution No. 263 -- Memorials, Academic Achievement -- Isac Lee VanWormer, Salutatorian, Montgomery Central High School.

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Senate Joint Resolution No. 264 -- Memorials, Academic Achievement -- Dameya Chantay Wisdom-Yarber, Valedictorian, Montgomery Central High School.

Senate Joint Resolution No. 265 -- Memorials, Academic Achievement -- Tabitha See Ya Lee, Salutatorian, Clarksville Academy.

Senate Joint Resolution No. 266 -- Memorials, Academic Achievement -- Cheyenne Nancy Jaqueline Deibert, Valedictorian, Clarksville Academy.

Senate Joint Resolution No. 267 -- Memorials, Academic Achievement -- Manuel Eduardo Martinez, Salutatorian, Kenwood High School.

Senate Joint Resolution No. 268 -- Memorials, Academic Achievement -- Emma Lucille Kreuser, Valedictorian, Kenwood High School.

Senate Joint Resolution No. 270 -- Memorials, Recognition -- AARP, 60th Anniversary.

Senate Joint Resolution No. 272 -- Memorials, Death -- Sherry Elaine Cannady Henderson.

Senate Joint Resolution No. 273 -- Memorials, Sports -- Briarcrest Christian School boys' basketball team, TSSAA Division II-AA State Champion.

Senate Joint Resolution No. 274 -- Memorials, Sports -- Chloe Moore-McNeil, Class A Miss Basketball.

Senate Joint Resolution No. 275 -- Memorials, Recognition -- Skullbone Store.

Senate Joint Resolution No. 276 -- Memorials, Sports -- Anthony Jones, Class A Mr. Basketball finalist.

House Joint Resolution No. 226 -- Memorials, Recognition -- Dr. Hongwei Xin.

House Joint Resolution No. 255 -- Memorials, Recognition -- Ajayla Rasin, Miss Black Clarksville 2019.

House Joint Resolution No. 256 -- Memorials, Recognition -- James Gerald Shores, Jr.

House Joint Resolution No. 257 -- Memorials, Death -- T.J. Harrison IV.

House Joint Resolution No. 258 -- Memorials, Professional Achievement -- Jeff Luttrell, 2019 Middle Tennessee Principal of the Year.

House Joint Resolution No. 259 -- Memorials, Retirement -- Billy Atkins.

Senator Jackson moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	32
Noes	0

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Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

CALENDAR

Senate Bill No. 12 -- Courts -- As introduced, requires a court that issues orders granting custody or guardianship of children to relative caregivers to inform the relative caregiver that resources and funding may be available through the department of children's services; defines "relative caregiver" as person within a first, second, or third degree of relationship to the parent or step-parent of a child who may be related through blood, marriage, or adoption. Amends TCA Title 16; Title 36 and Title 37.

On motion, Senate Bill No. 12 was made to conform with **House Bill No. 3**.

On motion, House Bill No. 3, on same subject, was substituted for Senate Bill No. 12.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 37, Chapter 1, Part 1, is amended by adding the following new section:

(a) As used in this section, "relative caregiver" means a person within a first, second, or third degree of relationship to the parent or step-parent of a child who may be related through blood, marriage, or adoption.

(b) Any court that issues an order granting custody or guardianship of a child to a person who qualifies as a relative caregiver shall notify the relative caregiver that resources and funding for relative caregivers may be available through programs administered by the department.

(c) The department shall distribute information on available relative caregiver resources to the administrative office of the courts, and the administrative office of the courts shall distribute the information to each court within the state that issues orders regarding child custody or guardianship. For purposes of satisfying the requirements of this subsection (c), the distribution of resource information may be accomplished by electronic means.

SECTION 2. For purposes of promulgating rules, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

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Thereupon, **House Bill No. 3**, as amended, passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 137 -- Sunset Laws -- As introduced, extends the state energy policy council to June 30, 2020. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 204.

Senate Bill No. 137 passed its third and final consideration by the following vote:

Ayes 31
Noes 1

Senators voting aye were: Akbari, Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--31.

Senator voting no was: Bell--1.

A motion to reconsider was tabled.

Senate Bill No. 166 -- Local Education Agencies -- As introduced, specifies that a student may only enroll in two course access program courses per school year, unless additional courses are approved by the student's home LEA, and that students must pay all tuition and fees required for any additional courses taken during the same year; requires a home LEA to pay the required tuition and fees to a host LEA for the first two course access program courses in which a student is enrolled per school year. Amends TCA Title 49, Chapter 18.

Senate Bill No. 166 passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 360 -- Tobacco, Tobacco Products -- As introduced, expands the Prevention of Youth Access to Tobacco and Vapor Products Act and other laws concerning juveniles' access to

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tobacco and vaping products to apply to hemp for smoking. Amends TCA Title 39; Title 40 and Section 68-1-132.

Senator Bailey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 1 and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-15-407, is amended by adding the following as new subdivisions:

() "Hemp" means the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof, and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol (THC) concentration of not more than three tenths of one percent (0.3 %) on a dry weight basis;

() "Smoking material" means tobacco or hemp that is offered for sale to the public with the intention that it is consumed by smoking;

AND FURTHER AMEND by deleting Section 4 and substituting instead the following:

SECTION 4. Tennessee Code Annotated, Section 39-17-1503, is amended by adding the following as new subdivisions:

() "Hemp" means the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof, and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol (THC) concentration of not more than three tenths of one percent (0.3 %) on a dry weight basis;

() "Smoking hemp" means hemp that is offered for sale to the public with the intention that it is consumed by smoking and that does not meet the definition of a vapor product;

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 360**, as amended, passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 456 -- Process, Service of -- As introduced, requires sheriff or constable serving process for actions in general sessions court to be identified by name and agency on the service return or in a supplemental affidavit; requires a private process server to provide a mailing or physical address on the service return or in a supplemental affidavit; clarifies failure to include the required contact information of process server will not invalidate effectiveness of service. Amends TCA Section 16-15-901.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 16-15-901(b), is amended by deleting the language "The process server must be identified by name and address on the return." and substituting instead the language:

If service of process is made by a sheriff, constable, or other law enforcement officer, the process server must be identified by name and agency on the service return or in a supplemental affidavit. If service of process is made by a private process server, the process server must be identified by name and a mailing or physical address on the service return or in a supplemental affidavit. Failure of the process server to include this information does not render the service invalid if the service is otherwise valid, but the court may require a private process server to provide the private process server's mailing or physical address to the party on whom process was served.

SECTION 2. This act shall take effect January 1, 2020, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 456**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senator Lundberg moved that **Senate Bill No. 587** be placed on the Calendar for Thursday, March 21, 2019, which motion prevailed.

Senate Bill No. 634 -- Consumer Protection -- As introduced, requires travel promoters to post a \$10,000 bond for each location doing business in this state. Amends TCA Title 47 and Title 62.

Senator Bailey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 47, Chapter 18, Part 1, is amended by adding the following new section:

(a) For purposes of this section:

(1) "Travel promoter" means a person who sells, provides, furnishes, contracts for, or arranges travel services for a fee, commission, or other valuable consideration. "Travel promoter" does not include a transportation carrier if the carrier provides, furnishes, contracts for, or arranges only transportation services that are directly provided by the transportation carrier as the substantial portion of the transportation carrier's business; and

(2) "Travel services" means arranging or booking vacation or travel packages, travel reservations, or travel accommodations.

(b)(1) A travel promoter shall not commingle in the same account or fund those funds that belong to the travel promoter or the travel promoter's business entity with customer funds that are held for disbursement for payment of travel services.

(2) A travel promoter shall deposit into a trust account any funds the travel promoter receives from a customer for disbursement for payment of travel services.

(c)(1) Each travel promoter that conducts business in this state shall establish and maintain a separate general trust account in a state or national bank authorized by law to administer trust funds in this state.

(2) Funds required by subsection (b) to be deposited in a trust account must be identified or earmarked with an identifier unique to the customer or transaction for which the funds were deposited and are being held for disbursement.

(d) A violation of this section constitutes an unfair or deceptive act prohibited under § 47-18-104, and is punishable as provided in this part. Each act in violation of this section constitutes a separate violation.

SECTION 2. This act shall take effect January 1, 2020, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 634**, as amended, passed its third and final consideration by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 663 -- Motor Vehicles -- As introduced, removes the deployment, implementation, or use of a motor carrier safety improvement required by a motor carrier from being considered when evaluating a person's status as an employee or independent contractor. Amends TCA Title 8; Title 50; Title 54; Title 55 and Title 65.

On motion, Senate Bill No. 663 was made to conform with **House Bill No. 756**.

On motion, House Bill No. 756, on same subject, was substituted for Senate Bill No. 663.

On motion of Senator Massey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 756** passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 860 -- Alcoholic Beverages -- As introduced, authorizes the sale of alcoholic beverages for on-premises consumption at the Historic Jackson Theater, the Jonesborough Repertory Theatre, the International Storytelling Center, the McKinney Center, the Jonesborough Visitor Center, the Historic Eureka Inn, and the AmericInn Lodge and Suites, all located in Jonesborough. Amends TCA Section 57-4-102.

Senate Bill No. 860 passed its third and final consideration by the following vote:

Ayes 28
Noes 2
Present, not voting . . . 1

Senators voting aye were: Akbari, Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--28.

Senators voting no were: Hensley and Southerland--2.

Senator present and not voting was: Pody--1.

A motion to reconsider was tabled.

Senate Bill No. 1342 -- DUI Offenses -- As introduced, revises provisions governing blood and breath tests for determining the presence of drugs and alcohol. Amends TCA Title 39, Chapter 13; Title 40, Chapter 7, Part 1 and Title 55, Chapter 10, Part 4.

Senate Bill No. 1342 passed its third and final consideration by the following vote:

Ayes	30
Noes	2

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--30.

Senators voting no were: Gardenhire and Kelsey--2.

A motion to reconsider was tabled.

Senate Bill No. 1374 -- Firearms and Ammunition -- As introduced, permits correctional officers and certain other people employed by the department of correction to carry a handgun the same as a law enforcement officer if they have completed their probationary period rather than when they are vested. Amends TCA Section 39-17-1350.

On motion, Senate Bill No. 1374 was made to conform with **House Bill No. 109**.

On motion, House Bill No. 109, on same subject, was substituted for Senate Bill No. 1374.

House Bill No. 109 passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 1376 -- Marriage -- As introduced, clarifies that a marriage license may not be issued for an applicant under 17 years of age; defines "parent" for purposes of parental consent to marriage of a minor; deletes obsolete requirement that marriage license application of a minor be mailed to the minor's parent and held for three days before issuance of license. Amends TCA Title 36, Chapter 3.

On motion, Senate Bill No. 1376 was made to conform with **House Bill No. 189**.

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On motion, House Bill No. 189, on same subject, was substituted for Senate Bill No. 1376.

House Bill No. 189 passed its third and final consideration by the following vote:

Ayes	30
Noes	1

Senators voting aye were: Akbari, Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--30.

Senator voting no was: Bell--1.

A motion to reconsider was tabled.

Senate Joint Resolution No. 181 -- General Assembly, Statement of Intent or Position -- Declares that prior authorization requirements from insurance providers should be removed when a healthcare professional provides or seeks to provide medication assisted treatment to a patient with a substance use disorder and declares substance use disorder and opioid use disorder should be insured in the same manner as other diseases such as diabetes and heart disease.

Senator Bailey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the caption and substituting the following:

WHEREAS, more than two million people in the United States suffer from substance use disorders related to prescription opioid pain relievers. In 2013, an estimated 517,000 people had heroin dependence or abused heroin—an increase from an estimated 467,000 people in 2012, according to the Substance Abuse and Mental Health Services Administration, 2012 and 2013 National Survey on Drug Use and Health Summary of National Findings; and

WHEREAS, in Tennessee, in the year 2015, the last year for available data, it was estimated by the Department of Mental Health and Substance Abuse Services that 349,000 adult Tennesseans suffered from substance use disorder; and

WHEREAS, in Tennessee, in the year 2015, the last year for available data, it was estimated by the Department of Mental Health and Substance Abuse Services that 243,000 Tennesseans under the age of 18 misused an addictive substance such as a legal or illegal narcotic or alcohol; and

WHEREAS, in Tennessee, in the year 2017, according to the Department of Mental Health and Substance Abuse Services, 7,816 children between the ages of 12 and 17 experienced co-occurring mental health illness and substance use disorder; and

WHEREAS, in Tennessee, in the year 2017, according to the Department of Mental Health and Substance Abuse Services, 177,088 adult Tennesseans suffered from co-occurring mental health illness and substance use disorder; and

WHEREAS, in Tennessee, in the year 2017, according to the Department of Mental Health and Substance Abuse Services, 76,070 Tennesseans suffered from opioid use disorder in which the person was addicted to an opioid; and

WHEREAS, in Tennessee, in the year 2017, according to the Department of Mental Health and Substance Abuse Services, 26,045 Tennesseans addicted to opioids received services from the Department; and

WHEREAS, in Tennessee, in the year 2017, according to the Department of Mental Health and Substance Abuse Services, 6,895 children under the age of 18 suffered from opioid use disorder in which the person was addicted to an opioid; and

WHEREAS, in Tennessee, in the year 2017, according to the Department of Mental Health and Substance Abuse Services, 995 children under the age of 18 were dependent upon opioid prescriptions obtained either legally or illegally and received services from the Department; and

WHEREAS, in Tennessee, there is an undeniable difference in coverage for mental health and substance abuse services for Tennesseans suffering from substance use disorder or opioid use disorder versus the way all other traditional diseases are covered and insured; and

WHEREAS, reimbursement and coverage plans for Tennesseans suffering from substance use disorder are severely underfunded or are not covered by not funding preventative or regular well visits for mental health or not offering follow-up consultations with a mental health provider; and

WHEREAS, where coverage exists for Tennesseans suffering from substance abuse disorder or opioid use disorder, artificial barriers to treatment are often put in place; and

WHEREAS, there are potential barriers to accessing treatments for substance use disorder and opioid use disorder, such as prior authorizations and other potential requirements to follow-up care; and

WHEREAS, at least five states and the American Medical Association have taken steps to comprehensively remove roadblocks for treatments of patients with substance use disorder and opioid use disorder; and

WHEREAS, substance use disorder and opioid use disorder are diseases as defined by the Centers for Disease Control in the same classification as hypertension, diabetes, or cancer; and

WHEREAS, the National Institute of Health states that the most effective treatment of a disease includes prevention, treatment, and follow-up care, known together as "wrap-around services"; and

WHEREAS, traditional diseases are covered by health insurance plans for both preventative visits and follow-up visits; however, many health plans do not cover preventive or follow-up services related to treatment of substance use and opioid use disorders; and

WHEREAS, the National Institute on Drug Abuse's research shows that treating substance use disorders with a combination of medication and behavioral therapies is most successful; and

WHEREAS, health insurance benefit plans currently will only cover some medication therapies or behavioral therapies; now, therefore,

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED ELEVENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES CONCURRING, that the coverage and subsequent payment for wrap-around services for those Tennesseans treated for the diseases of substance use disorder and opioid use disorder are imperative to the health of this State.

BE IT FURTHER RESOLVED, that some requirements, such as prior authorization, may lead to delays in care unnecessarily.

BE IT FURTHER RESOLVED, that substance use disorder and opioid use disorder are diseases and should be insured in the same manner as other diseases such as diabetes and heart disease.

BE IT FURTHER RESOLVED, that until these mental health diseases are fully covered, and access to treatment for these diseases is meaningfully provided, the well-being of Tennesseans and the opioid crisis in Tennessee will not be put to an end.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Joint Resolution No. 181**, as amended, was adopted by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 323 -- Alcoholic Beverages -- As introduced, designates Hermitage Golf Course in Nashville-Davidson County as a premier type tourist resort for purposes of consuming alcoholic beverages on the premises. Amends TCA Section 57-4-102.

On motion, Senate Bill No. 323 was made to conform with **House Bill No. 58**.

On motion, House Bill No. 58, on same subject, was substituted for Senate Bill No. 323.

House Bill No. 58 passed its third and final consideration by the following vote:

Ayes	26
Noes	3
Present, not voting . . .	2

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Senators voting aye were: Akbari, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--26.

Senators voting no were: Bell, Hensley and Southerland--3.

Senators present and not voting were: Haile and Pody--2.

A motion to reconsider was tabled.

Senator Stevens moved that **Senate Bill No. 400** be placed on the Calendar for Thursday, March 21, 2019, which motion prevailed.

Senate Bill No. 498 -- Alcoholic Beverages -- As introduced, authorizes leases entered into between Memphis and business owners holding a restaurant license from the alcoholic beverage commission to include provisions where the rent is calculated on gross sales, including gross sales of alcohol, of the business; prohibits a county from denying the issuance or renewal of a beer permit on the basis of a similar lease. Amends TCA Title 57, Chapter 1; Title 57, Chapter 4 and Title 57, Chapter 5.

Senate Bill No. 498 passed its third and final consideration by the following vote:

Ayes	26
Noes	3
Present, not voting . . .	2

Senators voting aye were: Akbari, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--26.

Senators voting no were: Bell, Hensley and Southerland--3.

Senators present and not voting were: Haile and Pody--2.

A motion to reconsider was tabled.

Senate Bill No. 625 -- Public Funds and Financing -- As introduced, revises the Volunteer Public Education Trust Fund Act of 1985; designates the commissioner of education and state treasurer as trustees of the fund. Amends TCA Title 49, Chapter 3, Part 4.

Senate Bill No. 625 passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 836 -- Schools, Charter -- As introduced, exempts a public charter school that has not been in operation for more than four years from having the school's charter agreement revoked or denied renewal by the school's chartering authority and from having to cease operations immediately following the close of the school year in which the school was identified as a priority school. Amends TCA Section 49-13-122.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-13-122(a), is amended by deleting the subsection and substituting instead the following language:

(a)(1) A chartering authority may revoke a public charter school agreement if the public charter school receives identification as a priority school, as defined by the state's accountability system pursuant to § 49-1-602 for 2017 or any year thereafter. The revocation takes effect immediately following the close of the school year in which the school is identified as a priority school.

(2) If the chartering authority does not revoke a public charter school agreement after a public charter school is identified as a priority school, then the public charter school identified as a priority school must develop and implement a comprehensive support and improvement plan pursuant to § 49-1-602(b)(6).

(3) A chartering authority shall revoke a public charter school agreement if the public charter school receives identification as a priority school for two (2) consecutive cycles beginning in 2017. The revocation takes effect immediately following the close of the school year in which the school is identified as a priority school for the second consecutive cycle.

(4) The revocation of a public charter school agreement under subdivision (a)(1) or (a)(3) is final and may not be appealed. A public charter school that is scheduled to close under this subsection (a) is entitled to a review by the department of education to verify the accuracy of the data used to identify the school as a priority school.

(5) This subsection (a) does not prohibit a chartering authority from revoking or denying renewal of a school's charter agreement if the charter school fails to meet the minimum performance requirements set forth in the charter agreement.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

On motion of Senator Akbari, Amendment No. 2 was withdrawn.

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Thereupon, **Senate Bill No. 836**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 1078 -- Alcoholic Beverages -- As introduced, extends the hours during which a manufacturer may sell its product at retail on Sunday on its licensed premises from 12:00 p.m. until 7:00 p.m. to 10:00 a.m. until 11:00 p.m.; deletes repeal provision, thereby clarifying that a manufacturer of alcoholic beverages may, on and after July 1, 2019, continue to have a direct or indirect interest in an establishment with a license authorizing consumption of alcoholic beverages on the premises if the interest is held in an irrevocable trust. Amends TCA Section 57-3-202 and Section 57-4-110.

On motion, Senate Bill No. 1078 was made to conform with **House Bill No. 345**.

On motion, House Bill No. 345, on same subject, was substituted for Senate Bill No. 1078.

House Bill No. 345 passed its third and final consideration by the following vote:

Ayes	26
Noes	2
Present, not voting . . .	2

Senators voting aye were: Akbari, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--26.

Senators voting no were: Hensley and Southerland--2.

Senators present and not voting were: Haile and Pody--2.

A motion to reconsider was tabled.

Senator Southerland moved that **Senate Bill No. 1337** be placed on the Calendar for Monday, March 18, 2019, which motion prevailed.

Senate Bill No. 1353 -- Wine & Wineries -- As introduced, permits a winery or farm wine producer that manufactures or produces, as applicable, 50,000 gallons or less of wine in a year and that operates a satellite facility to directly supply the satellite facility with wine, without obtaining the wine from a wholesaler; clarifies that wholesalers may permit wineries and farm wine producers to transport their own products for retail sale. Amends TCA Section 57-3-207.

Senator Dickerson moved that Amendment No. 1 be placed at the heel of the Amendments, which motion prevailed.

Senator Yager moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-3-207(r)(3)(B), is amended by deleting the language "that has a total annual wine production of fifty thousand gallons (50,000 gals.) or less" and substituting instead the language "that pays taxes under § 57-3-302(a) at its licensed facility on fifty thousand gallons (50,000 gals.) or less of wine or finished wine product each calendar year".

SECTION 2. Tennessee Code Annotated, Section 57-3-207(r)(5), is amended by deleting the last sentence of subdivision (A) and deleting subdivision (B).

SECTION 3. Tennessee Code Annotated, Section 57-3-207(r), is amended by adding the following new subdivision:

(6)(A) Wineries and farm wine producers that pay taxes under § 57-3-302(a) at their licensed facility on more than fifty thousand gallons (50,000 gals.) of wine during a calendar year and that operate a satellite facility shall obtain wine provided at their satellite facilities from a wholesaler licensed pursuant to § 57-3-203. The wholesaler may permit the winery or farm wine producer to transport wine or finished wine product from the winery or the farm to its satellite facilities; provided, that the wholesaler includes the amounts delivered in its inventory, reports depletions for purposes of tax collection, and is responsible for the payment of taxes on such depletions.

(B) Wineries and farm wine producers that pay taxes under § 57-3-302(a) at their licensed facility on fifty thousand gallons (50,000 gals.) or less of wine or finished wine product each calendar year are not required to obtain wine provided at their satellite facilities from a wholesaler. Wineries may transport wine or finished wine product from their wineries to their satellite facilities. Wineries may transport wine made from produce from farm wine producers to the producers' satellite facilities. Farm wine producers may transport wine from their farm to their satellite facilities.

(C) Wine and finished wine product sold for consumption on the premises at the satellite facilities are subject to the same taxation as wine sold for consumption on the premises at the winery or on the premises of the farm wine producer.

SECTION 4. Tennessee Code Annotated, Section 57-3-207, is amended by adding the following new subsection:

() Wholesalers utilized by wineries or farm wine producers may permit wineries and farm wine producers to transport their products for sale, which are sold on the premises of the winery, the farm wine producer, or the satellite facility;

provided, that the wholesaler permitting such direct shipment shall include the amounts delivered in its inventory, report depletions for purposes of tax collection, and be responsible for the payment of taxes on such depletions.

SECTION 5. Tennessee Code Annotated, Section 57-3-207, is amended by deleting subdivision (v)(2) and adding the following new subsection:

() As used in this section, "finished wine product" means any wine product that is ready for use by an end user and that bears the label of the winery or farm wine permit holder that purchased or imported the finished wine product under subsection (v).

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Dickerson, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 1353**, as amended, passed its third and final consideration by the following vote:

Ayes	27
Noes	1
Present, not voting . . .	3

Senators voting aye were: Akbari, Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--27.

Senator voting no was: Southerland--1.

Senators present and not voting were: Haile, Hensley and Pody--3.

A motion to reconsider was tabled.

Senate Bill No. 1417 -- Alcoholic Beverages -- As introduced, designates Weir Park in Clay County as a premier type tourist resort for purposes of consumption of alcoholic beverages on the premises. Amends TCA Section 57-4-102.

Senate Bill No. 1417 passed its third and final consideration by the following vote:

Ayes	26
Noes	3
Present, not voting . . .	2

Senators voting aye were: Akbari, Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gilmore, Gresham, Jackson, Johnson, Kelsey, Kurita, Kyle, Lundberg, Massey, Niceley, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White and Mr. Speaker McNally--26.

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Senators voting no were: Bell, Hensley and Southerland--3.

Senators present and not voting were: Haile and Pody--2.

A motion to reconsider was tabled.

Senator Bailey moved that **Senate Bill No. 1483** be placed on the Calendar for Thursday, March 21, 2019, which motion prevailed.

MR. SPEAKER MCNALLY RELINQUISHES CHAIR

Mr. Speaker McNally relinquished the Chair to Senator Lundberg.

RECALL OF BILL

On motion of Senator Swann, **Senate Bill No. 552** was recalled from the Committee on Commerce and Labor.

WITHDRAWAL OF BILL

On motion of Senator Swann, Senate Bill No. 552 was withdrawn from the Senate.

RECALL OF BILLS

On motion of Senator Swann, **Senate Bills Nos. 1140 and 1141** were recalled from the Committee on Judiciary.

WITHDRAWAL OF BILLS

On motion of Senator Swann, Senate Bills Nos. 1140 and 1141 were withdrawn from the Senate.

APPOINTMENTS

Pursuant to Senate Rules 3, 73 and 74, the Speaker announced the appointments for the Senate of the One Hundred Eleventh General Assembly:

STANDING COMMITTEES

ENERGY, AGRICULTURE AND NATURAL RESOURCES

Southerland (R), Chairperson; Niceley (R), First Vice Chairperson; Pody (R), Second Vice Chairperson; Reeves (R), Akbari (D), Gresham (R), Kurita (I), Robinson (D) and Rose (R).

GOVERNMENT OPERATIONS

Roberts (R), Chairperson; Jackson (R), First Vice Chairperson; Bowling (R), Second Vice Chairperson; Bell (R), Crowe (R), Kurita (I), Kyle (D), Pody (R) and Rose (R).

MOTION

On motion of Senator Kyle, her name was added as sponsor of **Senate Bills Nos. 10 and 813.**

On motion of Senators Bowling and Massey, their names were added as sponsors of **Senate Bill No. 28.**

On motion of Senator Gilmore, her name was added as sponsor of **Senate Bill No. 86; and Senate Joint Resolution No. 159.**

On motion of Senator Robinson, her name was added as sponsor of **Senate Bills Nos. 182, 441, 498 and 764.**

On motion of Senator Bowling, her name was added as sponsor of **Senate Bills Nos. 249, 384, 443, 779, 802, 808, 1062 and 1460.**

On motion of Senator Gilmore, her name was removed as sponsor of **Senate Bill No. 533.**

On motion of Senators Dickerson, Gardenhire, Gresham, Jackson, Massey, Pody, Rose and Stevens, their names were added as sponsors of **Senate Bill No. 625.**

On motion of Senator Briggs, his name was added as sponsor of **Senate Bill No. 673.**

On motion of Senator Haile, his name was added as sponsor of **Senate Bill No. 713.**

On motion of Senators Akbari and Jackson, their names were added as sponsors of **Senate Bill No. 1078.**

On motion of Senators Gilmore and Robinson, their names were added as sponsors of **Senate Bills Nos. 1093 and 1143.**

On motion of Senators Bowling, Reeves, Bailey, Dickerson and Kelsey, their names were added as sponsors of **Senate Bill No. 1243.**

On motion of Senator Jackson, his name was added as sponsor of **Senate Bill No. 1374.**

On motion of Senator Watson, his name was added as prime sponsor of **Senate Bill No. 1444.**

On motion of Senator Bailey, his name was removed as sponsor of **Senate Bill No. 1444.**

On motion of Senator Kelsey, his name was added as sponsor of **Senate Joint Resolution No. 178.**

On motion of Senator Massey, her name was added as sponsor of **Senate Joint Resolution No. 181.**

On motion of Senators Bell and Watson, their names were added as sponsors of **Senate Joint Resolution No. 248.**

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On motion of Senator Briggs and Mr. Speaker McNally, their names were added as sponsors of **Senate Joint Resolution No. 249.**

On motion of Senator Jackson and Mr. Speaker McNally, their names were added as sponsors of **Senate Joint Resolution No. 270.**

On motion of Senator Hensley, his name was added as sponsor of **House Joint Resolution No. 256.**

On motion of Senator Niceley, his name was added as sponsor of **House Joint Resolution No. 257.**

On motion of Senator Pody, his name was added as sponsor of **House Joint Resolution No. 258.**

On motion of Senator Kurita, her name was added as sponsor of **House Joint Resolution No. 259.**

ENGROSSED BILLS

March 14, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 137, 166, 360, 456, 498, 625, 634, 836, 860, 1342, 1353 and 1417; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON
Deputy Chief Clerk

ENGROSSED BILLS

March 14, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 181, 243, 244, 245, 246, 247, 248, 249, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 270, 272, 273, 274, 275 and 276; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

March 15, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 12, 36, 57, 168, 249, 422, 544, 603, 658, 1112, 1242 and 1318; passed by the House.

TAMMY LETZLER
Chief Clerk

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MESSAGE FROM THE HOUSE

March 15, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 107, 134, 147, 148, 202, 260, 261, 262, 263, 264, 265, 266, 267, 269, 271, 272 and 309; adopted, for the Senate's action.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

March 14, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 76, 234, 242, 313, 335, 402, 497, 788, 807 and 1227; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

March 14, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 204, 206 and 207; substituted for House Joint Resolutions on same subjects and concurred in by the House.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

March 14, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 208, 209 and 210; substituted for House Joint Resolutions on same subjects and concurred in by the House.

TAMMY LETZLER
Chief Clerk

ENROLLED BILLS

March 15, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Bills Nos. 76, 234, 242, 313, 335, 402, 497, 788, 807 and 1227; and Senate Joint Resolutions Nos. 208, 209 and 210; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON
Deputy Chief Clerk

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MESSAGE FROM THE HOUSE

March 15, 2019

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 226, 255, 256, 257, 258 and 259; for the signature of the Speaker.

TAMMY LETZLER
Chief Clerk

SIGNED

March 13, 2019

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 234, 235, 236, 237, 238, 239 and 253.

SIGNED

March 15, 2019

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 208, 209 and 210.

SIGNED

March 15, 2019

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 226, 255, 256, 257, 258 and 259.

MESSAGE FROM THE HOUSE

March 13, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 51, 96, 99, 101, 102, 104, 106, 111, 117, 118, 126, 127, 128, 129, 130, 135, 136, 139, 145, 155, 156, 157, 158, 207, 208, 233, 245, 317, 345, 349, 430 and 784; signed by the Speaker.

TAMMY LETZLER
Chief Clerk

MESSAGE FROM THE HOUSE

March 15, 2019

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 208, 209 and 210; signed by the Speaker.

TAMMY LETZLER
Chief Clerk

REPORT OF DEPUTY CHIEF CLERK

March 15, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 51, 96, 99, 101, 102, 104, 106, 111, 117, 118, 126,

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127, 128, 129, 130, 135, 136, 139, 145, 155, 156, 157, 158, 207, 208, 233, 245, 345, 349, 430 and 784; for his action.

ALAN WHITTINGTON
Deputy Chief Clerk

REPORT OF DEPUTY CHIEF CLERK

March 15, 2019

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bill No. 317; for his action.

ALAN WHITTINGTON
Deputy Chief Clerk

MESSAGE FROM THE GOVERNOR

March 13, 2019

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 49, 68, 73 and 340; with his approval.

LANG WISEMAN,
Deputy and Counsel to the Governor

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, March 18, 2019: Senate Joint Resolutions Nos. 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297 and 298.

This the 15th day of March, 2019
JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, March 18, 2019: Senate Bills Nos. 29, 122, 123, 143, 144, 204, 232, 238, 312, 407, 408, 470, 531, 557, 802, 827, 1122, 1135, 1189, 1197, 1214 and 1481; Senate Joint Resolutions Nos. 113, 199, 200, 201, 205, 269 and 271; and House Joint Resolutions Nos. 63 and 227.

This the 15th day of March, 2019
JACKSON, Chairperson

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, March 18, 2019: Senate Joint Resolution No. 159;

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and Senate Bills Nos. 62, 199, 222, 264, 375, 481, 598, 624, 633, 642, 809, 810, 916, 984, 1097, 1013, 1166, 1176, 1401, 1407 and 1337.

This the 15th day of March, 2019
JACKSON, Chairperson

ADJOURNMENT

Senator Johnson moved the Senate adjourn until 4:30 p.m., Monday, March 18, 2019, which motion prevailed.